



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN

DEPARTMENT OF NATURAL RESOURCES

LANSING



REBECCA A. HUMPHRIES
DIRECTOR

September 15, 2008

TO: Rebecca A. Humphries, Director

INFORMATION: Natural Resources Commission

Transaction: Release of Road Easement
Fred Meijer White Pine Trail State Park – Kent County
Land Transaction Case #20080114

Description: Kent County, Plainfield Township, T08N, R11W, Section 29, An easement being the Southwesterly 33 feet of a parcel of land described as follows: Commencing at the NW corner of said Section 29, thence S 0° 13' 27" W 694.37 feet along the West line of said section; thence S 88° 40' 02" E 691.52 feet parallel with the North line of said section to a point on the Easterly right-of-way (ROW) line of West River Drive (100 feet wide) and the place of beginning (POB); thence N 53° 23' 13" E 203.90 feet along said Easterly ROW line; thence S 36° 36' 47" E 237.81 feet, perpendicular to said Easterly ROW line, to the Westerly line of Penn Central Railroad ROW (100 feet wide); thence S 51° 22' 05" W 204.03 feet along said Westerly railroad ROW line; thence N 36° 36' 47" W 245.00 feet to the POB. Said easement is more particularly described as being Northeasterly of, and parallel to, the N 36° 36' 47" W 245.00 feet Southwesterly boundary line of said described parcel. 0.19-acre.

Applicant: Kurt Budnick, Comstock Park, Michigan

Sale Price: \$3,234.00 based on easement fee schedule

Authority: Part 19 and Part 21 of Act 451, Public Acts of 1994 as amended

Notice: This item will appear on the Department of Natural Resources' (Department) September 29, 2008 Calendar, and is eligible for approval on October 6, 2008. The transaction was also posted in local newspapers as required by legislation.

NATURAL RESOURCES COMMISSION

Keith J. Charters, Chair • Mary Brown • Hurley J. Coleman, Jr. • Darnell Earley • John Madigan • J. R. Richardson • Frank Wheatlake

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September 15, 2008

Comments:

Applicant seeks the release of a 33-foot wide by 245-foot long easement which benefits the Department. The request is made to facilitate the expansion of the applicant's existing business. The easement was acquired by the Department with a gift of land in 2000. Never utilized by the Department, the easement was provided for the purpose of ingress and egress from West River Drive to the west side of the former railroad right-of-way. Since the requested release of easement represents only ½ of the 66-foot wide easement held by the Department at this location, there will be 33 feet of width remaining for future use if needed.

The proposed release of access easement was reviewed by Department staff and the easement was deemed non-essential for future trail purposes. It was approved by the Department's Land Exchange Review Committee June 26, 2008. Proceeds from the sale will be deposited in the Land Exchange Facilitation Fund (LEFF).

The LEFF Act allows the Department to sell rights in land and deposit the proceeds in a fund, which can then be used to acquire replacement property. Deposit of said proceeds will not cause the fund to exceed \$2,500,000.00, as stipulated by legislation.

- Recommendations: (1) That the release of access easement be approved.
- (2) That the proceeds of the transaction be deposited into the LEFF.

David E. Freed, Chief
Land and Facilities

Lynne M. Boyd, Chief
Forest, Mineral and Fire Management

Russ Mason, Chief
Wildlife

Ronald A. Olson, Chief
Parks and Recreation

Arminda S. Koch
Resource Management Deputy

I approve the staff recommendations.

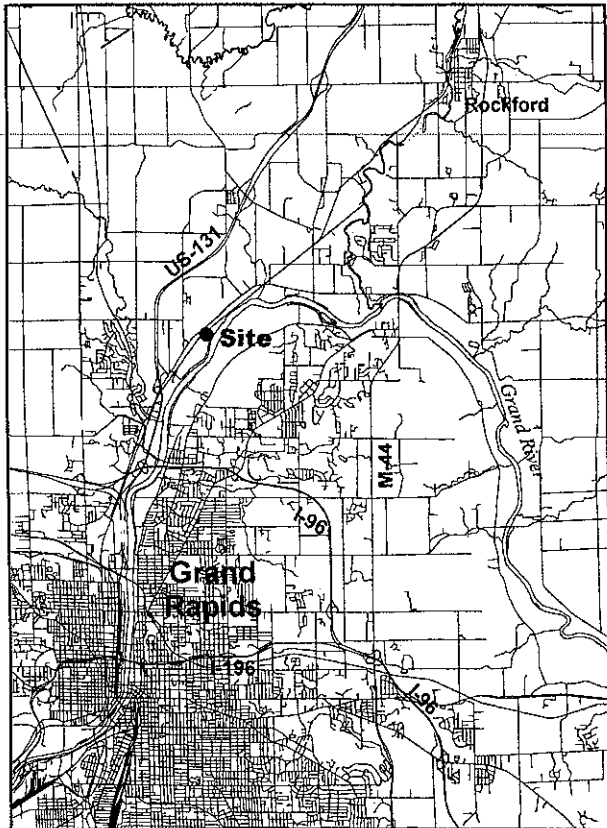
Rebecca A. Humphries
Director

Date Approved

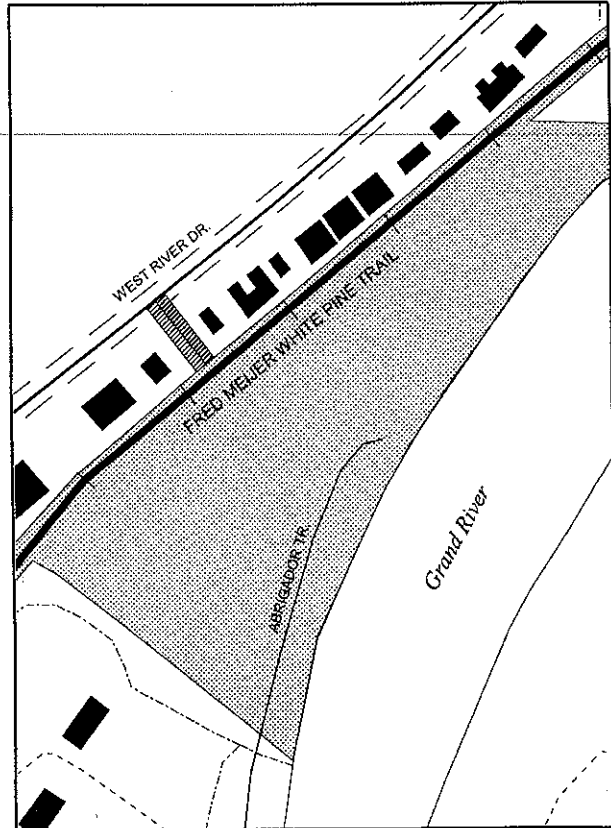
RELEASE OF ACCESS EASEMENT

Fred Meijer White Pine Trail State Park - Kent County

Land Transaction Case #20080114

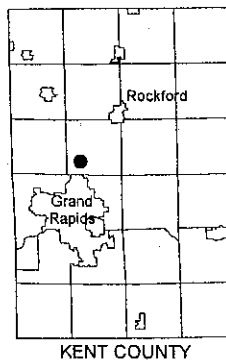


Regional Location



Section 29, T08N, R11W, Plainfield Township

- Fred Meijer White Pine Trail
- Road Right-of-Way
- Access Easement to be Released (0.19 acre - \$3,234.00)
- Access Easement
- Buildings
- State Land
- Private Land



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